IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

HON'BLE SRI DEVINDER GUPTA, THE CHIEF JUSTICE

and
HON'BLE SRI JUSTICE C.V.RAMULU

WRIT PETITION No.13853 of 2004

Between:

Manupati Shanthamma,

W/o. Premaiah,
R/o Chinnabethapudi Village,

Guntur District.

..... PETITIONER

AND

1 The District Superintendent of Police,

Guntur, Guntur District.
2 The Sub-Inspector of Police,

Ponnuru Rural Police Station,
Guntur District.

.....RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to

issue a Writ of Habeas Corpus directing the respondents to produce the petitioner's Son Israel before this Hon'ble Court and he may be released forthwith, after declaring his detention is illegal, and invalid.

Counsel for the Petitioner :Mr. D.KODANDARAMI REDDY

Counsel for the Respondents : THE ADVOCATE GENERAL

The Court made the following :

ORDER: (Per Hon'ble the Chief Justice)

As per the counter-affidavit filed by Mr. Ravishankar Iyyannar, Superintendent of Police, Guntur District, allegations as made in the habeas corpus petition about the alleged detention of the petitioner's son by the second respondent on 01-08-2004 or any date thereafter, have been denied. However, it is stated that on 13-08-2004, petitioner's son was arrested in connection with Crime No.9 of 2004 registered on 19-02-2004 and Crime No.58 of 2004 registered on 01-07-2004 by the Sub-Inspector of Police, Police Station Nagaram, Guntur district. He was produced before the concerned Magistrate and has since been arrested and remanded.

In view of the fact that the alleged detenu is under lawful custody, no further direction deserves to be issued in this petition, which stands disposed of with liberty reserved to the petitioner or her son to take out appropriate proceedings in case they have any other grievance about the unlawful detention.

The writ petition is accordingly disposed of.

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DEVINDER GUPTA, C.J.

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C.V.RAMULU, J

18-08-2004

bsc

To

1 The District Superintendent of Police,

Guntur, Guntur District.
2 The Sub-Inspector of Police,

Ponnuru Rural Police Station,
Guntur District.

3. 2CCs to the learned Advocate General, High Court buildings,

Hyderabad.

4. 2 C.D. copies